

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN**

SYNCHRONOSS TECHNOLOGIES, INC.

Plaintiff,

v.

CASE NO. 11-CV-02

DASHWIRE, INC.

Defendant.

MOTION TO DISMISS

PLEASE TAKE NOTICE that the defendant, Dashwire, Inc., by its undersigned attorneys, moves the Court, pursuant to Federal Rule of Civil Procedure 12(b)(6), for an order dismissing the Complaint of Plaintiff Synchronoss Technologies, Inc. The grounds for this motion are that Plaintiff's Complaint fails to state a claim upon which relief can be granted.

Dated this 9th day of February, 2011.

WHYTE HIRSCHBOECK DUDEK S.C.

By: s/ W. David Shenk

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